

## Message Text

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ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 INR-07 NSAE-00 CIEP-01 FAA-00 L-03 NSC-05

NSCE-00 SSO-00 INRE-00 /038 W

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FM AMEMBASSY BUCHAREST

TO SECSTATE WASHDC IMMEDIATE 204

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E.O. 11652: N/A

TAGS: EAIR, RO

SUBJ: CIVAIR: BILATERAL CIVIL AVIATION AGREEMENT

REF: (A) STATE 264560; (B) BUCHAREST 6192

1. IN SEPARATE MEETINGS ON AFTERNOON OF OCTOBER 28 WE DELIVERED DEPARTMENT'S REVISED NOTE AND UNOFFICIAL TRANSLATION TO LEGAL DIVISION OF MFA (TUDOR MIRCEA) AND TO TAROM (DEPY CIVIL AVIATION COMMANDER COL. GHEORGHE CHRISTIAN). THERE WAS SUBSTANTIAL DIFFERENCE IN TONE IN TWO SESSIONS, WITH MFA TAKING CIRCUMSPECT VIEW OF OUR NOTE WHILE TAROM WAS CLEARLY ANXIOUS TO GET ON WITH THE EXTENSION.

2. MFA DISCUSSION CENTERED PRINCIPALLY ON CHARACTER OF U.S. NOTE. AFTER MILDLY CHIDING US ON OUR TARDY RESPONSE TO EARLIER ROMANIAN INVITATION FOR TALKS IN BUCHAREST, MIRCEA INDICATED THAT ROMANIAN GOVERNMENT WOULD HAVE DIFFICULTY IN SIMPLY SENDING RESPONSE INDICATING E  
REEMENT WITH OUR NOTE SINCE ROMANIA DID NOT,  
OF COURSE, ACCEPT OUR CLAIMS OF COMMERCIAL IMBALANCE. E/C  
COUNSELOR RESPONDED THAT, WHILE WE FELT OUR STATEMENT RELATING TO IMBALANCE WAS JUSTIFIED AND DOCUMENTABLE, WE COULD UNDERSTAND THAT THERE MIGHT BE DIFFERENCE OF VIEW. ROMANIAN NOTE COULD, IT APPEARED TO EMBASSY, AGREE TO EXTENSION OF BILATERAL AND  
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INTER-AIRLINE DISCUSSIONS, PRESENTING ROMANIA'S OWN VIEW

OF COMMERCIAL ADVANTAGE IF THAT CONSIDERED NECESSARY. MIRCEA PROMISED HE WOULD BE IN COMMUNICATION WITH HIS COLLEAGUES IN TAROM WITH OBJECTIVE OF COMMUNICATING RESPONSE TO US ON SATURDAY.

3. COL. CHRISTIAN STATED THAT TAROM HAD ALREADY CONVEYED TO TAROM ITS SUPPORT OF AN EXTENSION. IN ANTICIPATION THAT MFA WOULD ALSO AGREE, CHRISTIAN EXTENDED AN INVITATION TO PAN AM TO SEND REPRESENTATIVES TO BUCHAREST FOR DISCUSSIONS AS SOON AS POSSIBLE. TO PREPARE FOR THOSE DISCUSSIONS TAROM WOULD LIKE TO RECEIVE AS SOON AS POSSIBLE LISTING OF PAN AM'S PROBLEMS AND SUPPORTING STATISTICS. E/C COUNSELOR REFERRED TO COMPARATIVE PASSENGER/CARGO DATA (PARA 1, STATE 256284) AND ALLUDED TO THREE OF FIVE ENUMERATED SUBSTANTIVE CAUSES OF DISPARITY IN ECONOMIC BENEFIT (OMITTED WERE POINT B OF PARA 2, FOR WHICH WE WERE NOT CONFIDENT DOCUMENTATION WILL BE PRODUCED, AND POINT C, WHICH IS PATENTLY FALSE. PAN AM'S LOCAL CARGO BUSINESS, ESPECIALLY SINCE JUNE BUT EVEN BEFORE, HAS SHOWN IMPRESSIVE GROWTH). HE ALSO OFFERED TO INFORM PAN AM OF TAROM'S REQUEST.

4. COL. CHRISTIAN ASKED FOR CONFIRMATION OF INFORMATION PROVIDED BY TAROM'S U.S. ATTORNEY (GEN. ADAMS?) THAT, IN EVENT BILATERAL AGREEMENT LAPSED, CAB HAD AUTHORITY TO EXTEND RIGHTS AND PRIVILEGES ACCORDED BY BILATERAL FOR PERIOD OF SIX MONTHS IF NEGOTIATIONS WERE IN PROCESS. E/C COUNSELOR RESPONDED HE HAD NO KNOWLEDGE OF SUCH PROCEDURE BUT THAT PERHAPS TAROM BETTER INFORMED THAN EMBASSY.

5. ACTION REQUESTED  
WE REQUEST THAT DEPARTMENT:

A. CLARIFY BY NIACT IMMEDIATE CABLE TO REACH US SATURDAY MORNING (WE WOULD HOPE WE WILL HAVE FURTHER MEETING ON THIS SUBJECT THEN) WHAT WILL BE SITUATION IN EVENT AGREEMENT TERMINATES AUTOMATICALLY ON OCTOBER 31. WHILE WE DO NOT BELIEVE ROMANIANS WILL ALLOW THIS TO HAPPEN, WE WOULD CERTAINLY NOT EXCLUDE POSSIBILITY THAT THEY WILL BE UNABLE TO RESPOND IN SCANT TIME WE HAVE LEFT THEM. WE THEREFORE FEEL WE HAVE TO BE IN POSITION TO EXPLAIN HOW USG SEES WE WOULD HANDLE THAT SITUATION.

B. CONTACT PAN AM AND ASCERTAIN WHETHER PAN AM REPRESENTATIVES LIMITED OFFICIAL USE

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WOULD BE PREPARED TO COME TO BUCHAREST FOR DISCUSSION AND, IF SO, WHAT, IN PAN AM'S VIEW, WOULD BE EARLIEST CONVENIENT DATE FOR THOSE TALKS.

C. CONFIRM THAT DATA KINDLHL PROVIDED US IN TWO TABLES (PARA 1, STATE 264560) MAY BE PROVIDED TO ROMANIANS.

D. ASK PAN AM WHETHER IT IS PREPARED TO FURNISH TAROM IN ADVANCE OF DISCUSSIONS BILL OF PARTICULARS ON ITS PROBLEMS WITH GENERAL SALES AGENCY ARRANGEMENT. WE NOTE IN THIS CONNECTION THAT

LOCAL PAN AM REP BASSO DOES NOT BELIEVE THAT MINIMUM SALES QUOTA  
IS BEST APPROACH TO PROBLEM AND WILL REPORTEDLY DISCUSS THIS  
QUESTION WITH GROSSMAN THIS WEEK.  
BARNES

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## Message Attributes

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